

**Village of Indian Head Park
201 Acacia Drive
Indian Head Park, IL 60525**

**MEETING MINUTES
BOARD OF TRUSTEES**

“Pursuant to 5 ILCS 120/c.06 (3) minutes of public meetings shall include, but need not be limited to a general description of all matters proposed, discussed, or decided and a record of votes taken.”

Thursday, October 11, 2012

7:30 p.m.

CALL TO ORDER – MAYOR RICHARD ANDREWS

The regular scheduled meeting of the Village of Indian Head Park Board of Trustees was held on Thursday, October 11, 2012 at the Municipal Facility, 201 Acacia Drive, and was called to order at 7:30 p.m. by Mayor Richard Andrews. Village Clerk Joseph Consolo called the roll as follows:

ROLL CALL: JOSEPH CONSOLO, VILLAGE CLERK

PRESENT (AND CONSTITUTING A QUORUM):

Mayor Richard Andrews
Trustee Debbie Anselmo
Trustee Brian T. Bailey
Trustee Anne Bermier
Trustee Norman L. Schnauffer
Matthew P. Walsh, as President Pro-Tem

ALSO PRESENT:

Frank Alonzo, Chief of Police/Administration
Steve Busa, Treasurer
Joseph V. Consolo, Village Clerk
Richard Ramello, Counsel, Storino, Ramello & Durkin

NOT PRESENT:

Edward Santen, Water/Public Works Superintendent
Trustee Dennis Schermerhorn

PLEDGE OF ALLEGIANCE TO THE FLAG

Mayor Andrews and the Board of Trustees led the audience in reciting the Pledge of Allegiance to the Flag: *“I Pledge Allegiance to the Flag of the United States of America and to the republic for which it stands, one nation under God indivisible with liberty and justice for all”*.

PRESENTATION OF PLAQUE AND PROCLAMATION TO FORMER TRUSTEE CAROL COLEMAN

Mayor Andrews stated that the Board is commemorating the dedicated service of former Trustee Carol Coleman. He presented former Trustee Carol Coleman with a proclamation as well as an engraved plaque for her dedicated service as Trustee for many years. The plaque reads as follows: *“Presented to Carol A. Coleman in recognition for your dedication, integrity, leadership and service to the Village of Indian Head Park as Village Trustee 1993 to 2012. We are a better community because of you!”*

Mayor Andrews read the following proclamation that was presented to former Trustee Carol Coleman:

Whereas, Carol A. Coleman is a long time resident of the Village of Indian Head Park, a graduate of Visitation High School and Mundelein College, happily married to her husband Terry, the mother of two daughters and now has two grandchildren; and

Whereas, Carol A. Coleman worked for 20 years for a Chicago law firm and has served as a volunteer for community organizations - including Church, her daughters' school, Brownies, Girl Scouts, and coaching sports teams; and

Whereas, Carol A. Coleman has been active in the Indian Head Park Woman's Club including writing their newsletter, and chairing their Philanthropy Committee. As such, she has been instrumental in identifying worthy recipients for donations from the Women's Club including our community.

She has also been active in her Condo Association and currently serves as the president of that organization; and

Whereas, Carol A. Coleman has served the Village of Indian Head Park diligently and faithfully as an elected Village Trustee for almost 20 years where she has accomplished her assigned duties and responsibilities for oversight of the Public Works and Water departments with the utmost of care, and has successfully represented the interests of residents throughout the Village; and

Whereas, Carol A. Coleman came to our Village Board meetings well-prepared, with focus, and clarity of purpose – to do what is best for our entire Village and was never one to shy away from difficult or controversial issues. She could be counted on for her well-reasoned analysis and opinion concerning the matter at hand and was frequently called upon to oversee the details of various family events sponsored and held by the Village; and

Whereas, Carol A. Coleman routinely demonstrated a high caliber of leadership skills and a sincere dedication to the Village of Indian Head Park through which she has earned the well-deserved respect and admiration of her colleagues and Village residents alike, and by her example of diligence, preparation, and hard-work has set a very high standard for all who would follow in her footsteps; and

Whereas, Carol A. Coleman's achievements and community involvement have earned for her election to 5 terms as Village Trustee and the 2012 Senior Citizen Award from Congressman Dan Lipinski;

Therefore, I, Richard S. Andrews, Mayor of the Village of Indian Head Park, in recognition of **Carol A. Coleman's** professionalism, achievements, and dedication to our community, do hereby proclaim **Sunday, October 14, 2012** as

“Carol A. Coleman Day”

In the Village of Indian Head Park

Carol Coleman stated that she has enjoyed her almost twenty years with the Village as Trustee.

MAYOR'S REPORT

Mayor Andrews stated that the Kelli Joy O'Laughlin dedication memorial will be held at 6:00 p.m. on October 27th at Sacajawea Park. He noted following the dedication, the O'Laughlin family intends to have a candlelight ceremony.

Mayor Andrews noted the Heritage Center Open House and Annual Book Sale will be held on Saturday, October 20th from 9:00 a.m. to 3:00 p.m. Mayor Andrews stated that soda, water, snacks and ice cream were donated by the owners of the 7-Eleven in the Brooskide Plaza and he thanked them for the generous donations.

Mayor Andrews reported that he was contacted by representatives of the Illinois State Toll Highway Authority who informed him that the I-294 sound wall improvement and finishing a section under Plainfield Road along the tollway near Sacajawea Park will be completed this year.

Mayor Andrews noted that the Village received a check in the amount of \$71,000 from the State of Illinois for the first installment for the Cochise Watermain grant project (the total grant amount awarded for this project is about \$280,000). He noted in 2008 State Senator Radogno and State Representative Durkin asked the Village for a wish list of projects that needed possible funding in Indian Head Park. Mayor Andrews stated that the Village Engineer will work to prepare the specifications for the project for the work to be completed. He added that Cochise was selected for the watermain replacement because that area had the most watermain breaks and each time a watermain break occurred, the cost was about \$10,000 to \$15,000.

Mayor Andrews reported there is a partnership between A T & T and the Illinois Municipal League concerning education of young adults concerning the hazards of texting and driving. He noted that the month of October has been designated to observe the program to educate drivers and to remind everyone that the law in the State of Illinois is that driving and texting is illegal. He pointed out that in the City of Chicago talking on a cell phone is also illegal except for hands free devices. Mayor Andrews issued a proclamation regarding texting and driving awareness month during October.

Mayor Andrews reported that Saturday, October 13th, the Pleasantview Fire Protection District will be hosting its 18th Open House at the firehouse on Plainfield Road from 10:00 a.m. to 1:00 p.m. Everyone is invited to attend.

Mayor Andrews stated there are two referendums on the upcoming ballot in November. One is the electric aggregation referendum and the second is a property tax extension limitation law referendum to raise additional funds through property taxes. He noted that an informational flier insert will be included regarding both topics in the next issue of Smoke Signals. Mayor Andrews stated that the electric aggregation referendum, if approved, will allow the Village to combine households and small businesses as a group to possibly negotiate a contract with an electrical supplier through the Commonwealth Edison distribution network which could result in a savings to each household of about \$250.00 to \$300.00 or more. He noted the current Commonwealth Edison rate is 8.33 cents per kilowatt hour, the average aggregated rate being negotiated by other Villages is about 4.5 to 5 cents per kilowatt hour and residents would have the option to opt out of the program. Trustee Walsh mentioned that the Village would not have the ability negotiate a better electric rate unless the electric aggregation referendum is approved by the majority of the voters in Indian Head Park through the ballot process.

Mayor Andrews stated the Village is also asking for a one time property tax increase above the extension limitation law which is the lessor of 5% of the current rate or the current cost of living adjustment (last year the cost of living rate was 1.5%). In order to raise \$200,000 through the referendum it would allow the Village a one time only bump up in the rate and that would become the new basis from year to year thereafter to maintain that additional revenue every year. Mayor Andrews noted the additional tax amounts to \$40.72 per 100,000 of a market value home, which is about \$121.00 per year or \$10.00 per month for an average home. He added this is less than someone might spend at Starbucks for coffee per month, or for a data plan for a smart phone or a family size pizza. Mayor Andrews pointed out that from 2004 to 2010 revenues have increased less than 10% but costs have kept going up with capped revenues. There have been many budget cuts to the point that further cuts might affect the services provided to the community which might negatively affect property values due to the inability of the Village to make payments on its financial obligations and to provide services to the Village. Mayor Andrews stated that if the Village could save the residents about \$250.00 or more per year on electricity it is a win-win situation if residents also support the referendum for the property tax extension limitation to maintain property values.

CONSENT AGENDA ITEM

Reappointment of Frank Alonzo to the E911 Board for the term ending October 13, 2013

Mayor Andrews entertained a motion to approve the consent agenda. Trustee Bermier moved, seconded by Trustee Bailey, to approve the consent agenda, as presented. Carried by unanimous roll call vote (5/0/1).

Ayes: Trustees: Anselmo, Bailey, Bermier, Schnaufer, Walsh

Nays: None

Absent: Trustee Schermerhorn

APPROVAL OF FINANCIAL REPORTS – TREASURER STEVE BUSA

Approval of Financial Report for the month ending August 31, 2012

Approval of Financial Report for the month ending September 30, 2012

Treasurer Busa presented the financial report for the months ending August 31, 2012 and September 30, 2012. For the month of August, he noted: total revenues were \$515,341.23; expenditures were \$292,090.98 and fund balances in all accounts at the end of August were \$1,435,368.88. For the month of September, he noted: total revenues were \$130,618.35; expenditures were \$351,843.15 and fund balances in all accounts at the end of September were \$1,229,847.15. Treasurer Busa stated that the second installment of the Village's portion of property tax revenue came into the Village sooner than expected and the next installment will be due in March or April, 2013.

Trustee Schnaufer moved, seconded by Trustee Anselmo, to approve the financial report for the months ending August 31, 2012 and September 30, 2012, as presented by Treasurer Busa. Carried by unanimous roll call vote (5/0/1).

Ayes: Trustees: Anselmo, Bailey, Bermier, Schnaufer, Walsh

Nays: None

Absent: Trustee Schermerhorn

APPROVAL OF BOARD MEETING MINUTES

Minutes of the Regular Board Meeting – September 13, 2012

After review of Board meeting minutes, Trustee Walsh moved, seconded by Trustee Bermier, to approve the September 13, 2012 Board meeting minutes, as presented. Carried by unanimous voice vote (5/0/1).

ZONING AGENDA ITEMS REGARDING PETITION #177 – AN AMENDMENT TO THE ASHBROOK PLANNED UNIT DEVELOPMENT FOR THE PROPERTY AT 11165 ASHBROOK LANE (DISCUSSION AND A POSSIBLE VOTE MAY TAKE PLACE)

1. Report from the Planning and Zoning Commission – Petition #177 – Chairperson Noreen Costelloe

Chairperson Noreen Costelloe reported that the Planning and Zoning Commission was presented with a petition by Mr. Anastasios Katris through his attorney, Mr. Harry Fournier, to amend the Ashbrook Development Planned Unit Development and a rear yard variance concerning an above grade patio area with an open arbor roof at 11165 Ashbrook Lane.

Chairperson Costelloe stated the following: (1) prior to the petition to the Zoning Commission, the petitioner had demolished an existing concrete patio and constructed a stone patio with arbor roof structure; (2) in July, 2012, Mr. Katris filed for a special use P.U.D. with the Village; (3) the petitioner presented a letter of approval from the President of the Ashbrook Homeowners Association; (4) the property borders directly next to two townhomes. A letter of approval from the President of the Ashbrook Townhome Association was submitted stating the project appears to add quality to the residence; (5) the Ashbrook Townhome Association asked that the following conditions be included: that the west side of the property be free of lawn ornaments of any kind and that no lighting of any kind be hung or attached to the pergola itself.

Chairperson Costelloe further stated that the Commission deliberated and voted on two separate issues. The first issue is the elevation of the patio and its southernmost point. Because the rear yard slopes downward from the home to the south, the patio, although at grade level as it extends from the home, is elevated from grade level at its southernmost point. For safety, a short brick wall was constructed, which appears to be elevated substantially more than twelve inches in height, although the exact elevation was not submitted to the Commission. The Commissioners discussed the fact that were it not for the terrain, the patio would be no more than twelve inches from grade level. Also the patio is made of paver stones which allows for water to drain efficiently.

Chairperson Costelloe noted the Commission voted to make a recommendation to the Village Board to allow for a variance for the patio as built. The vote was four in favor, one opposed and one member absent.

The second issue discussed was the pergola which extends approximately nineteen feet eleven inches (19' 11"), which is an encroachment of almost sixteen feet (16') into the rear yard setback, which would result in a 40% encroachment into the rear yard. She further noted the pergola has support beams at a point which appears to be about five feet beyond the rear yard setback. If the homeowner deconstructed the pergola beyond these support beams, the encroachment into the rear yard setback would be approximately 12.5%. The Commission voted to make a recommendation to the Village Board to permit the pergola up to the first support beams, or to a point not to exceed five feet into the rear yard setback, and with the following conditions: (1) that the pergola remain open on all sides and to the sky; (2) that the west side of the property remain free of lawn ornaments of any kind; and (3) that the homeowner agrees not to hang lights from the pergola except for occasional temporary lighting, which lighting shall not extend beyond any 48 hour period. The vote was five in favor and one member absent.

Trustee Bailey moved, seconded by Trustee Anselmo, to accept the report from the Planning and Zoning Commission with regard to zoning petition #177. Carried by unanimous voice vote (5/0/1).

2. An Ordinance Amending the Ashbrook Development Planned Unit Development - Petition #177 – 11165 Ashbrook Lane (Ordinance #2012-15)

Counsel Richard Ramello stated that the petitioner constructed the elevated stone patio with pergola without any prior approval from the Village, a building permit or necessary zoning relief to allow for the encroachments and amendment to the Planned Unit Development. Counsel Ramello stated that due to the violations of the Municipal Code a written settlement agreement was negotiated for a fine to be imposed to the property owner. He noted the terms of the settlement agreement has certain deadlines for payment of the fines to be made to the Village as well as a deadline to remove a portion of the structure that encroaches into the rear yard setback past the first column supports.

Mayor Andrews stated that he appreciated Mr. Fournier's willingness to work with the Village to resolve the issues as it relates to the settlement agreement between Mr. Katris and the Village of Indian Head Park. Mr. Fournier stated that he agrees with the minor changes made to the settlement agreement as noted this evening and will have his client sign the amended settlement agreement as proposed that is consistent with the ordinance presented for approval by the Board on this matter.

Trustee Bermier moved, seconded by Trustee Anselmo, to approve an ordinance amending the Ashbrook Planned Unit Development for the property located at 11165 Ashbrook Lane. Carried by unanimous roll call vote (5/0/1).

Ayes: Trustees: Anselmo, Bailey, Bermier, Schnauffer, Walsh

Nays: None

Absent: Trustee Schermerhorn

3. Resolution to Approve a Settlement Agreement regarding Zoning Matter at 11165 Ashbrook Lane (Resolution #R10-12-1)

Trustee Bermier moved, seconded by Trustee Anselmo, to approve the resolution regarding an amended settlement agreement regarding Zoning Petition #177 for the property located at 11165 Ashbrook Lane. Carried by unanimous roll call vote (5/0/1).

Ayes: Trustees: Anselmo, Bailey, Bermier, Schnauffer, Walsh

Nays: None

Absent: Trustee Schermerhorn

QUESTIONS AND/OR COMMENTS REGARDING AGENDA ITEMS ONLY

None

AGENDA ITEM

1. Presentation – Soccer Shots Youth Soccer Program

Carly Mondschean, owner and director of Soccer Shots, stated that she grew up in the community and is interested in presenting a program that could possibly take place in Indian Head Park. She added that Soccer Shots provides an opportunity for children to participate in an innovative program that emphasizes both soccer skills and character development through imaginative age appropriate activities developed for youngest members of the community. She further added that programs have been developed for three different age groups, Soccer Shots is offered in childcare centers, schools and community locations nationwide and each session is about 30 to 40 minutes each week.

Ms. Mondschean stated the focus of the programs are designed for children to have fun rather than competition and the lessons incorporate concepts including teamwork, respect and appreciation. Ms. Mondschean further stated that Soccer Shots is a professional organization that is dedicated to and passionate about making a positive impact through youth sports and would be happy to help the Village develop a program in Indian Head Park that could be offered.

Mayor Andrews thanked Ms. Mondschean for the presentation and stated that the Village Board will review the information provided regarding the Soccer Shots Program. Trustee Walsh stated that there is also a ½ acre parcel on the Heritage Center property that possibly could be utilized for the program, the facility also has parking and there are no restrictive covenants for that property but there may be restrictions for other park areas. Ms. Mondschean stated that there would also be a rental fee paid to the Village for using the premises based on the number of participants in the program or a flat rental fee.

QUESTIONS AND/OR COMMENTS FROM THE AUDIENCE

Tim Kyzivat, asked if there would be any liability issues for the Village if someone uses park areas or Village owned property and gets hurt. Counsel Ramello stated that on municipal owned property and park land there are immunities under State Statute defined under the local tort immunity act which immunizes the Village from negligence as it relates to recreational activities according to the type of activity. He noted that liability insurance would need to be provided by the person using the property before engaging in any activities so that would safeguard the Village.

ADJOURNMENT

There being no further business to discuss, Trustee Bailey moved, seconded by Trustee Walsh, to adjourn the regular Board meeting at 8:40 p.m. Carried by unanimous voice vote (5/0/1).

Respectfully submitted,
Kathy Leach, Deputy Village Clerk/Recording Secretary